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PTO/SB/21 (08-00)

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TRANSMITTAL FORM

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/955,306
		Filing Date	September 19, 2001
		First Named Inventor	Futoshi KUNIYOSHI et al.
		Group Art Unit	1742
		Examiner Name	
Total Number of Pages in This Submission		Attorney Docket Number	743421-43

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 with executed Declaration	<input checked="" type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Other
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jeffrey L. Costellia – Reg. No. 35,483 Nixon Peabody LLP 8180 Greensboro Drive Suite 800 McLean, VA 22012
Signature	
Date	November 16, 2001

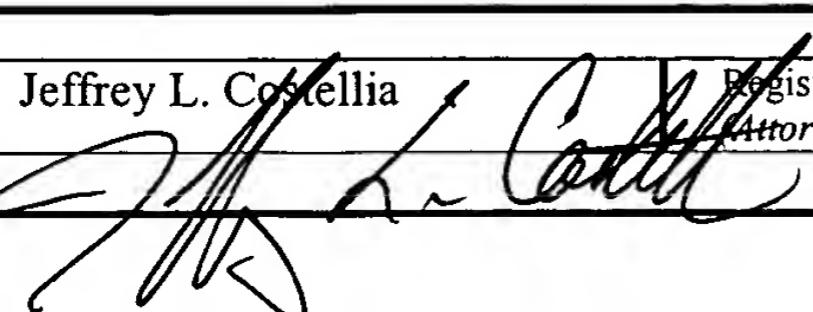
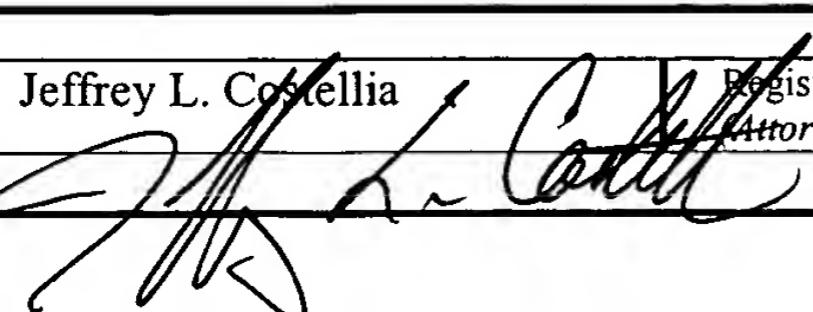
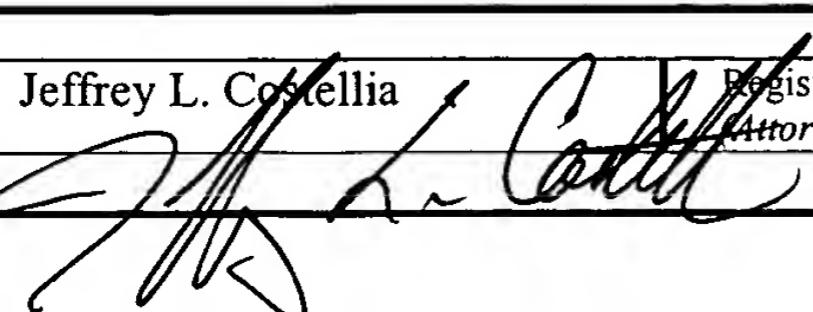
CERTIFICATE OF MAILING

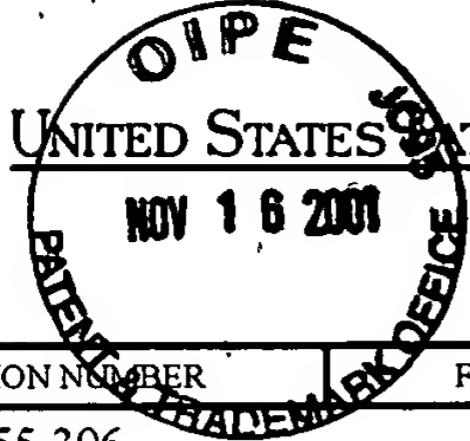
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NVA204981.1

O I P S FEE TRANSMITTAL FOR FY 2001 <small>Patent fees are subject to annual revision.</small>		<i>Complete if Known</i> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td colspan="4">09/955,306</td> </tr> <tr> <td>Filing Date</td> <td colspan="4">September 19, 2001</td> </tr> <tr> <td>First Named Inventor</td> <td colspan="4">Futoshi KUNIYOSHI et al.</td> </tr> <tr> <td>Examiner Name</td> <td colspan="4"></td> </tr> <tr> <td>Group Art Unit</td> <td colspan="4">1742</td> </tr> <tr> <td>Attorney Docket No.</td> <td colspan="4">743421-000043</td> </tr> </table>					Application Number	09/955,306				Filing Date	September 19, 2001				First Named Inventor	Futoshi KUNIYOSHI et al.				Examiner Name					Group Art Unit	1742				Attorney Docket No.	743421-000043																																																																																																																																																																																																																																																												
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<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number 19-2380</p> <p>Deposit Account Name Nixon Peabody LLP</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>		<p>3. ADDITIONAL FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;">Fee Code</th> <th style="width: 10%;">Large Entity Fee (\$)</th> <th style="width: 10%;">Small Entity Fee (\$)</th> <th colspan="3">Fee Description</th> <th style="width: 10%;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td colspan="3">Surcharge – late filing fee or oath</td><td>130.00</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td colspan="3">Surcharge – late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td colspan="3">Non-English transaction</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td colspan="3">For filing a request for <i>ex parte</i> reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td colspan="3">Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td colspan="3">Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td colspan="3">Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>400</td><td>200</td><td>200</td><td colspan="3">Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>920</td><td>460</td><td>460</td><td colspan="3">Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>720</td><td>720</td><td colspan="3">Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td colspan="3">Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td colspan="3">Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td colspan="3">Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td colspan="3">Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td colspan="3">Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td colspan="3">Petition to revive – unavoidable</td><td></td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td colspan="3">Petition to revive – unintentional</td><td></td></tr> <tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td colspan="3">Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>460</td><td>243</td><td>230</td><td colspan="3">Design issue fee</td><td></td></tr> <tr><td>144</td><td>620</td><td>244</td><td>310</td><td colspan="3">Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td colspan="3">Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td colspan="3">Processing fee under 37 CR 1.17(q)</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td colspan="3">Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td colspan="3">Recording each patent assignment per property (times number of properties)</td><td>40.00</td></tr> <tr><td>146</td><td>740</td><td>246</td><td>370</td><td colspan="3">Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>149</td><td>740</td><td>249</td><td>370</td><td colspan="3">For each additional invention to be examined (37 CFR § 1.29(b))</td><td></td></tr> <tr><td>179</td><td>740</td><td>279</td><td>370</td><td colspan="3">Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td colspan="3">Request for expedited examination of a design application</td><td></td></tr> <tr> <td colspan="6">Other fee (specify) _____</td> <td colspan="2"></td> </tr> <tr> <td colspan="6">* Reduced by Basic Filing Fee Paid</td> <td colspan="2">SUBTOTAL (3) (\$170.00)</td> </tr> <tr> <td colspan="8" style="text-align: center;"> CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on _____. Name: _____ </td> </tr> <tr> <td colspan="8" style="text-align: center;">SUBMITTED BY</td> </tr> <tr> <td>Name (Print/Type) Signature</td> <td colspan="2" style="text-align: center;">  Jeffrey L. Costellia </td> <td>Registration No. <i>Attorney/Agent</i></td> <td>35,483</td> <td>Telephone</td> <td colspan="2">(703) 790-9110</td> </tr> <tr> <td>Date</td> <td colspan="2"></td> <td colspan="5">November 16, 2001</td> </tr> </tbody></table>					Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description			Fee Paid	105	130	205	65	Surcharge – late filing fee or oath			130.00	127	50	227	25	Surcharge – late provisional filing fee or cover sheet				139	130	139	130	Non-English transaction				147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination				112	920*	112	920*	Requesting publication of SIR prior to Examiner action				113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action				115	110	215	55	Extension for reply within first month				116	400	200	200	Extension for reply within second month				117	920	460	460	Extension for reply within third month				118	1,440	720	720	Extension for reply within fourth month				128	1,960	228	980	Extension for reply within fifth month				119	320	219	160	Notice of Appeal				120	320	220	160	Filing a brief in support of an appeal				121	280	221	140	Request for oral hearing				138	1,510	138	1,510	Petition to institute a public use proceeding				140	110	240	55	Petition to revive – unavoidable				141	1,280	241	640	Petition to revive – unintentional				142	1,280	242	640	Utility issue fee (or reissue)				143	460	243	230	Design issue fee				144	620	244	310	Plant issue fee				122	130	122	130	Petitions to the Commissioner				123	50	123	50	Processing fee under 37 CR 1.17(q)				126	180	126	180	Submission of Information Disclosure Stmt				581	40	581	40	Recording each patent assignment per property (times number of properties)			40.00	146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))				149	740	249	370	For each additional invention to be examined (37 CFR § 1.29(b))				179	740	279	370	Request for Continued Examination (RCE)				169	900	169	900	Request for expedited examination of a design application				Other fee (specify) _____								* Reduced by Basic Filing Fee Paid						SUBTOTAL (3) (\$170.00)		CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on _____. 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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/955,306	09/19/2001	Futoshi Kuniyoshi	743421-0043

CONFIRMATION NO. 1720

22204
NIXON PEABODY, LLP
8180 GREENSBORO DRIVE
SUITE 800
MCLEAN, VA 22102

FORMALITIES LETTER



OC000000006952974

Date Mailed: 10/23/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/19/2001 SDIRETA1 00000016 09955306

FILED UNDER 37 CFR 1.53(b)

01 FC:101	740.00 OP
02 FC:105	130.00 OP
03 FC:102	168.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$160.
 - **\$160** for 2 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1000.

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

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